IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2744 OF 2005

Sheikh Ali Bautty & anr. Petitioners
vs.
The State of Maharashtra & anr. Respondents

Mr.N.L.Naik i/b.Mr.Nilesh B.Pawaskar for the petitioners.

Mr.M.More, AGP with Mr.K.R.Belosay, Govt.Pleader for the respondents.

CORAM : F.I.REBELLO &
ANOOP V. MOHTA,JJ.

DATED : 19th October, 2006

P.C.

The structure which the petitioner claims has been demolished. Reply has been filed by respondent no.2. In paras 3 and 4 it is set out that the petitioner is found eligible for rehabilitation as per the policy of the State Government and MMRDA would be allotting the petitioner permanent alternate accommodation either in the adjoining SRA scheme or at Borla, Chembur. The structure was demolished for the purpose of road widening. Considering the above, it will be open to the petitioner to approach MMRDA for the alternate premises which the petitioner is entitled to in terms of the affidavit of MMRDA and as set out in para 3 of the affidavit dated 11.7.2005. MMRDA, on the petitioner approaching it, to take steps to give alternate

accommodation to the petitioner within eight weeks thereafter.

2. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO, J.)

(ANOOP V. MOHTA,J.)